

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED

2009 JUN -2 PM 1:13

WESTERN DISTRICT OF TEXAS
BY 
DEPUTY

UNSEALED
7/6/09

UNITED STATES OF AMERICA,

) CRIMINAL NO.

Plaintiff,

) INDICTMENT

v.

KATYANNE MARIE KIBBY,

) [Violation: 18 U.S.C. § 1513(b)(2) -

a/k/a "Kate Kibby,"
a/k/a "Ann Marie Kibby,"

) Retaliating Against a Witness.]

Defendant.

A09 CR-240 JN

THE GRAND JURY CHARGES THAT:

On or about January 10, 2009, in the Western District of Texas, Austin Division,

KATYANNE MARIE KIBBY,
a/k/a "KATE KIBBY,"
a/k/a "Ann Marie Kibby"

did knowingly engage in conduct threatening bodily injury to Brandon Darby, to wit, sending an email that threatened Brandon Darby's life, with intent to retaliate against Brandon Darby for giving information to a law enforcement officer, to wit the Federal Bureau of Investigation, that related to the commission of a federal offense, to include Title 26, United States Code, Sections 5845, 5861(d), 5871, 5822, 5861(f) , and 5861(i). All in violation of Title 18, United States Code, Section 1513(b)(2).

JOHN E. MURPHY
Acting United States Attorney

By:


GREGG N. SOFER
Assistant United States Attorney

ORIGINAL SIGNATURE
REDACTED PURSUANT TO
E-GOVERNMENT ACT OF 2002

Sealed **X**

Unsealed _____

Personal Data Sheet

USAO# 2009R00936

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS

RELATED CASE YES **X** NO

RELATED CASE NO.

A09 CR-240 JN

County: AUSTIN Division _____

Date: 06/02/2009 Mag Ct.# _____ SSN: _____ Redacted _____ FBI#: _____

Case No.: _____ Assistant U. S. Attorney: Gregg Sofer

Defendant: Katyanne Marie Kibby Date of Birth: _____ Redacted _____

Defendant aka: Kate Kibby; Ann Marie Kibby

Address: _____

Citizenship: United States **X** Mexican _____ Other _____

Interpreter Needed: Yes _____ No **X** Language _____

Defense Attorney: _____ Employed _____

Address of Attorney: _____ Appointed _____

Defendant is: In Jail _____ Where: _____

On Bond _____ Amt. of Bond _____ Where: _____

Date of Arrest: _____ Bench Warrant Needed _____

Prosecution By: Information _____ Indictment **X**

Offense (Code & Description): Ct. 1: 18 U.S.C. § 1513(b)(2) - Retaliating Against a Witness

Offense Is: Felony **X** Misdemeanor _____

Maximum Sentence: Ct. 1: Up to 20 years imprisonment; \$250K fine; 5-year TSR

Penalty is Mandatory: Yes **X** as to SA [& minimum term of imprisonment] No _____

Remarks: Case Agent: Bryant Berthold, FBI, 343-4423